## **REMARKS**

In paragraph 1 of the Office Action the Examiner stated that restriction to one of the following inventions is required under 35 U.S.C.§121.

- I. Claims 1-54 and 78-91
- II. Claims 55-61
- III. Claims 62-66
- IV. Claims 67-77
- V. Claim 35.

In paragraphs 5-6 of the Office Action the Examiner stated that if the Applicant elects Group II, Applicant is required to elect between Species 1 - method of cutting to remove fatty tissue and Species 2 - method of aspirating to remove fatty tissue.

## **ELECTION**

The Applicants hereby elect Group II, Species 1, namely Claims 55-60.

Respectfully submitted,

THELEN REID BROWN RAYSMAN & STEINER LLP

Dated: February 1, 2007

Robert E. Krebs

Reg. No. 25,885

THELEN REID BROWN RAYSMAN & STEINER LLP

P.O. Box 640640

San Jose, CA 95164-0640

Tel: (408) 292-5800

Fax: (408) 278-8210